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*Attorneys for Defendant Linda Livolsi*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LINDA LIVOLSI, aka Linda Grogg,

Defendant.

2: 10-cr-0578-PMP-RJJ

**STIPULATION TO CONTINUE  
TRIAL DATE**

**(First Request)**

**IT IS HEREBY STIPULATED AND AGREED**, by and between Matthew T. Dushoff, Esq., of the law firm of Kolesar & Leatham, Chtd., counsel for Defendant LINDA LIVOLSI, and Michael Chu, Assistant United States Attorney, counsel for the United States of America, that trial and calendar call be vacated and continued to a date and time convenient to this Court, but not sooner than 90 days: (1) the calendar call presently scheduled for March 23, 2011 at 9:00 am; and (2) the trial currently scheduled for March 29, 2011 at 9:00 am. This stipulation is entered into for the following reasons:

1. The Parties need additional time to prepare for trial in the case, including conducting legal research. The Parties also need additional time to continue exploring full

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
vs.  
LINDA LIVOLSI, aka Linda Grogg,  
Defendant.

2: 10-cr-0578-PMP-RJJ

**ORDER TO CONTINUE TRIAL  
AND FINDINGS OF FACT AND  
CONCLUSIONS OF LAW**

## **FINDINGS OF FACT**

Based on the pending stipulation of counsel, and good cause appearing therefore, the Court hereby finds that:

1. The Parties need additional time to prepare for trial in the case, including conducting legal research. The Parties also need additional time to continue exploring full resolution of the matter without going to trial.

2. The Defendant and the Government agree to the continuance.

3. This is the first request for a continuance of the trial date.

4. Defendant is not in custody and does not object to a continuance of the trial date.

5. Denial of this request for a continuance could result in a miscarriage of justice.

6. The additional time requested by this stipulation is excludable in computing

time within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv).

## **CONCLUSIONS OF LAW**

1. For all of the above-stated reasons, the ends of justice would best be served by a continuance of the trial date.

2. The additional time requested by this stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C.

1 §§3161(h)(7)(A), when considering the factors under 18 U.S.C. §§3161(h)(7)(B)(i) and  
2 3161(h)(7)(B)(iv).

3 **ORDER**

4 **IT IS THEREFORE ORDERED** that the calendar call presently scheduled for March  
5 23, 2011 at 9:00 a.m. setting be vacated, continued and reset for  
6 Wednesday, June 22, 2011, at 9:00 a.m. in Courtroom 7C.

7 **IT IS FURTHER ORDERED** that the trial currently scheduled for March 29, 2011 at  
8 9:00 a.m. is vacated, and that Defendant and counsel are advised that they must be present for  
9 trial on Tuesday, June 28, 2011, at 9:00 a.m. in Courtroom 7C.

10 DATED this 28th day of February, 2011.

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UNITED STATES DISTRICT JUDGE

13 Submitted by:  
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